

**BAY COUNTY BOARD OF CANVASSERS
RECOUNT OF BALLOTS CAST NOVEMBER 4, 2008
BAY COUNTY ROAD COMMISSION
BANGOR TOWNSHIP CLERK**

THE BAY COUNTY BOARD OF CANVASSERS MET ON MONDAY, THE 8TH DAY OF DECEMBER, 2008 AT 9:00 A.M. ON THE GROUND FLOOR CONFERENCE ROOM OF THE BAY COUNTY BUILDING. THE MEMBERS OF THE BOARD IN ATTENDANCE WERE AS FOLLOW:

ROLL CALL: DON CHEVALIER, CHAIRMAN
 WALT WOZNIAK, JR., VICE-CHAIRMAN
 JANICE PIERSON, BOARD MEMBER
 MARY IDA DOAN, TALLY CLERK
 DOLORES NIEDZINSKI, TALLY CLERK
 ARLENE STONE, SECRETARY
 CYNTHIA A. LUCZAK, COUNTY CLERK

ALSO PRESENT: ED RIVET, ROAD COMMISSION CANDIDATE
 MIKE RIVARD, ROAD COMMISSION CANDIDATE
 LYNN RIVARD, REPRESENTING M. RIVARD
 JANET SANTOS, BANGOR TOWNSHIP CLERK
 PEDRO SANTOS, REPRESENTING J. SANTOS
 DAWN BUBLITZ, REPRESENTING J. SANTOS
 BARB CLERC, REPRESENTING S. ROSEBROCK

THE BOARD READ OVER THE PETITIONS FOR A RECOUNT. THE PEOPLE OBSERVING THE RECOUNT WERE ASKED TO SIGN AN ATTENDANCE SHEET. DON CHEVALIER, CHAIRMAN, EXPLAINED THE RECOUNT PROCEDURE TO THE OBSERVERS, ANSWERED SOME QUESTIONS.

BANGOR PRECINCT #1

SEAL NUMBER 084069 WAS BROKEN FOR BANGOR TOWNSHIP 1. THE BAG WAS OPENED AND COUNTING BEGAN FOR 747 BALLOTS WITH 14 SPOILED BALLOTS LISTED IN THE POLL BOOK (747 CAST, 14 SPOILED) THERE WERE NO REMARKS IN THE POLL BOOK. A CONVERSATION BEGAN ABOUT THE A.V. BALLOTS. SOME OF THE PEOPLE NEVER RECEIVED A.V. BALLOTS THAT WERE MAILED TO THEM. DAWN BUBLITZ, DEPUTY CLERK, CHECKED WITH THE STATE TO SEE IF ONE A.V. VOTER WHO CAME INTO VOTE COULD VOTE. HE WAS ALLOWED TO VOTE SINCE HE NEVER RECEIVED HIS ORIGINAL BALLOT. TWO (2) PROVISIONAL BALLOTS WERE NOT COUNTED IN PRECINCT 1. BALLOTS WERE REVIEWED AND THE BOARD

CAME UP WITH A TOTAL OF 747 BALLOTS. IT WAS EXPLAINED THAT THE VOTERS WHO "SPOILED BALLOTS" WERE GIVEN ANOTHER BALLOT TO VOTE ON. THE STRAIGHT PARTY VOTES WERE ALSO CHECKED TO SEE IF THESE VOTERS WERE COUNTED. THE CHALLENGED VOTERS WERE TO BE LOOKED AT THE END OF THE RECOUNT. ONE TOTALLY BLANK BALLOT WAS FOUND. ONE BALLOT WAS CHALLENGED AND RECHECKED. RIVARD 10, RIVET 12, SANTOS 18. THESE ARE THE CORRECT TOTALS FOR THIS BATCH OF BALLOTS. (BALLOTS WERE PUT IN PILES OF 25 AS THIS PRACTICE PREVENTS THE NECESSITY OF RECOUNTING ALL BALLOTS OVER, IN THE EVENT OF AN ERROR.

SUSAN ROSEBROCKS' MOTHER, BARB CLERC, WAS THE PERSON WHO WAS REPRESENTING HER DURING THE RECOUNT PROCEDURE.

ON SEVERAL BALLOTS, THE OVAL WAS FILLED OUT BUT WITH NO NAME WRITTEN IN FOR THE CLERKS POSITION, IT WAS CONSIDERED INVALID.

SEAL NUMBER 244300 WAS USED TO SEAL THE CAN AS BOARD MEMBERS TOOK A BREAK FOR LUNCH AT 12:20 P.M. MEMBERS RETURNED BACK FROM LUNCH AT 1:20 P.M. AND BEGAN WORK. SEAL WAS VERIFIED TO BE CORRECT. 747 BALLOT SHEETS WERE COUNTED AND TOTALS WRITTEN ON TO TALLY SHEETS, WHEN BANGOR PRECINCT 1 WAS FINISHED, THE SEAL NUMBER 0019934 WAS USED TO SEAL INNER BAG. SEAL NUMBER 0019940 WAS USED ON THE BLUE BAG TO SEAL. THE ORIGINAL SEAL WAS ONLY THROUGH ZIPPER ON BLUE BAG.

FINAL COUNT BANGOR #1:	RIVET	375	SANTOS	511
	RIVARD	321	ROSEBROCK	25

BANGOR PRECINCT #2

SEAL NUMBER 512821 WAS BROKEN FROM THE INTERIOR BAG AND TOTAL VERIFIED. 631 BALLOTS AND 9 SPOILED BALLOTS WERE PULLED FROM A BAG. THERE WERE NO NOTES IN THE REMARK SECTION OF THE POLL BOOK. ONE PROVISIONAL BALLOT IN THE POLL BOOK. THREE BALLOTS HAD STUBS LEFT ON THEM.

ONE BALLOT HAD A WRITE-IN VOTE FOR SUE ROSEBROCK WITH ONLY "ROSE" WRITTEN ON THE BALLOT. THE BALLOT WAS CHALLENGED. THE VOTE FOR RIVARD ON THIS BALLOT WAS COUNTED BY THE TALLY CLERK.

THE ONE VOTE THAT SAID "ROSE" WAS NOT WRITTEN IN "WRITE-IN" CANDIDATES SECTION OF THE POLL BOOK. SOME VOTES WERE FOR ROSEBROCK BUT THE OVAL WAS NOT FILLED IN. A DISCUSSION WAS HELD REGARDING THE CHALLENGED VOTE FOR "ROSE". IT WAS DECIDED TO ALLOW THE VOTE TO BE COUNTED. (THE VOTE WAS 3 TO 0) MR. RIVET QUESTIONED WHETHER THE BOARD WAS SETTING A PRECEDENT BY ALLOWING THE NAME "ROSE" TO BE COUNTED. DON CHEVALIER, CHAIRMAN, TOLD HIM THAT "THE LAW STATES THAT WE CAN COUNT THE VOTE IF WE FEEL IT WAS THE VOTERS INTENT TO VOTE FOR ROSEBROCK".

SEAL NUMBERS 0019936 AND 0019937 WERE USED. THE CANVASS WAS FINISHED AT 5:00 P.M. ON THIS DAY. THE FINAL TOTALS FOR PRECINCT #2 WERE TO BE TALLIED AND ANNOUNCED ON THE FOLLOWING DAY.

Recount Continued to Day 2

THE BAY COUNTY BOARD OF CANVASSERS MET ON TUESDAY, THE 9TH DAY OF DECEMBER 2008 ON THE GROUND FLOOR CONFERENCE ROOM OF THE BAY COUNTY BUILDING, AT 9:00 A.M. THE FOLLOWING BOARD MEMBERS AND GUESTS WERE PRESENT:

ROLL CALL: DON CHEVALIER, CHAIRMAN
WALT WOZNIAK, JR., VICE-CHAIRMAN
JANICE PIERSON, BOARD MEMBER
DOLORES NIEDZINSKI, TALLY CLERK
MARY IDA DOAN, TALLY CLERK
ARLENE STONE, SECRETARY
CYNTHIA A. LUCZAK, COUNTY CLERK

ALSO PRESENT: ED RIVET, ROAD COMMISSION CANDIDATE
MIKE RIVARD, ROAD COMMISSION CANDIDATE
LYNN RIVARD, REPRESENTING M. RIVARD
JANET SANTOS, BANGOR TOWNSHIP CLERK
PETE SANTOS, REPRESENTING J. SANTOS
DAWN BUBLITZ, REPRESENTING J. SANTOS
BARBARA CLERC, REPRESENTING S. ROSEBROCK
TOM GILCHRIST, BAY CITY TIMES REPORTER
SCOTT R. MUSSER, B.C. TIMES PHOTOGRAPHER

D. CHEVALIER CONTINUED THE RECOUNT BY CALLING OFF VOTES FOR THE TOWNSHIP OF BANGOR, PRECINCT 2.

FINAL COUNT BANGOR #2	RIVET 333	SANTOS 442
	RIVARD 232	ROSEBROCK 30

BANGOR PRECINCT #3

TWO (2) BALLOTS HAD STUBS LEFT ON THEM AND SHOULD HAVE BEEN RIPPED OFF. A TOTAL OF 850 BALLOTS WITH 28 SPOILED AND 1 DUPLICATE WAS DETERMINED. THE ENVELOPE SEAL FOR BANGOR 3, IMPROPERLY FILLED OUT. INITIALS ARE NOT IN CORRECT PLACE.

JANET SANTOS WAS QUESTIONING IF WE FOUND THE DUPLICATE BALLOT AND WAS IT NOTED IN REMARKS SECTION OF THE POLL BOOK? DAWN BUBLITZ SAID "WE SHOULD WAIT UNTIL WE GET DONE TO CALL IN AND SEE WHY ITS NOT IN THE POLL BOOK".

ORIGINAL DUPLICATE BALLOT MISSING? THE BOARD WAS LOOKING FOR A TOTAL OF 850 BALLOTS, 28 SPOILED BALLOTS, 1 DUPLICATE BALLOT. THE THREE (3) MEMBERS OF THE BOARD AGREED TO COUNT AFTER THE DISCUSSION.

A BAY CITY TIMES REPORTER AND PHOTOGRAPHER CAME AT 10:00 A.M. TO GET A REPORT ON HOW THE RECOUNT WAS GOING. PEDRO SANTOS ASKED IF THE MEDIA ATTENDING THE SESSION WERE TO SIGN IN ON THE ATTENDANCE ROSTER.

TALLY CLERKS, MARY IDA DOAN AND DOLORES NIEDZINSKI WISHED TO VERIFY TOTALS AND THE RECOUNT WAS STOPPED MOMENTARILY. THE ISSUE WAS RESOLVED AND DETERMINED THAT ONE COUNT WAS NOT ADDED TO A TALLY SHEET. ONE OF THE TALLY CLERKS HAD MADE A FEW TALLY MARKS ON A STICKY NOTE DURING THE CALLING OF THE VOTES BY THE CHAIRMAN AND HAD NOT TRANSFERRED SAID VOTES TO HER MASTER SHEET BEFORE ANNOUNCING HER TOTAL.

MR. SANTOS ASKED "IF THESE MISTAKES WERE GOING TO BE PUT INTO THE MINUTES AND CHAIRMAN CHEVALIER SAID "CAN'T YOU SEE HER WRITING IT DOWN." PEDRO SANTOS SAID WE SHOULD BE NOTING THE

TWO ERRORS MADE BY TALLY CLERKS. THE CANVASS MEMBERS THEN WENT OUT OF THE ROOM WITH PEDRO AND JANET SANTOS TO HAVE A DISCUSSION REGARDING THE PREVIOUS INTERRUPTIONS DURING THE COUNTING OF VOTES. DON CONTINUED THE RECOUNT BY CALLING OFF NAMES ON BALLOTS.

THE TALLY CLERKS VERIFIED THEIR TOTALS. A COUNT WAS CONFIRMED. NOTED WAS THE FACT THAT STUBS WERE LEFT ON BALLOTS NUMBERED 666 AND 710 IN THIS PRECINCT.

THE REPRESENTATIVES FROM THE BAY CITY TIMES LEFT THE MEETING AT 11:10 A.M.

A STRAIGHT PARTY VOTE WAS MARKED AND NOT MARKED FOR JANET SANTOS. SHE DID NOT FEEL THAT SHE SHOULD HAVE THE VOTE SO JANET CHALLENGED THE VOTE. SEVERAL OTHERS WERE FOUND TO BE THE SAME. THE BOARD WILL LOOK AT THEM WHEN THE COUNT FOR BANGOR PRECINCT 3 IS DONE.

CANDIDATE, ED RIVET'S GRANDSON CAME IN THE ROOM AT 11:40 A.M. AND LEFT AT 11:47 A.M. THE RECOUNT CONTINUED WITH ONE MORE STACK OF 25 BALLOTS.

ONE BALLOT HAD A CORRECTION. THE VOTE WENT TO RIVET. WE BROKE FOR LUNCH AT 12:15 P.M. SEAL NUMBER 244296 WAS USED TO SEAL THE CAN. MEMBERS RETURNED FROM LUNCH AT 1:30 P.M. AND THEN BROKE SEAL NUMBER 244296 AND BEGAN WORK AGAIN. 75 MORE BALLOTS HAD TO BE COUNTED.

THE THREE (3) CHALLENGED BALLOTS WERE DISCUSSED. DEPUTY CLERK DAWN BUBLITZ, SAID "THE STATE SAYS ITS AND OVERVOTE". THE PERSON VOTED STRAIGHT PARTY TICKET AND FILLED IN OVAL AT THE WRITE-IN LINE. THE TABULATOR WOULD NOT COUNT IT. IT'S A FALSE OVERVOTE ON THE EQUIPMENT. JANICE VOTED "NO". DON VOTED "NO". WALTER VOTED "NO". NO COUNTING FOR JANET SANTOS AND THE OTHER VOTES WERE COUNTED FOR RIVET AND RIVARD.

FINAL COUNT BANGOR #3:	RIVET	458	SANTOS	616
	RIVARD	327	ROSEBROCK	10

SEAL NUMBER 0019932 WAS USED ON WHITE BAG AND SEAL NUMBER 0019933 WAS USED ON THE BLUE BAG. AFTER THE RECOUNT OF THIS PRECINCT, THE REST OF THE WHITE BAGS AND THE BLANK BALLOTS WILL BE PUT IN THE BLUE BAGS SEPARATELY PER THE BOARD. IT WAS TOO DIFFICULT TO STUFF WHITE BAGS FULL OF USED AND UNUSED BALLOTS INTO THE BLUE BAG AFTER BEING SEALED.

BANGOR PRECINCT #4

BALLOTS WERE DIVIDED INTO 100 AND PUT IN PILES TO BE COUNTED. MEMBERS WERE TO CONFIRM 720 VOTERS, 6 SPOILED, NO DUPLICATES. (EVERYTHING GOING SMOOTHLY SO FAR)

DON LOOKED OVER ONE BALLOT THAT HAD A MARK ON THE OVAL BUT WAS NOT CONSISTENT WITH OTHER ONES ON THE BALLOT. A "STRAY MARK" APPEARED ON THE BALLOT BUT IT DID NOT CONCERN ANY OF THE CANDIDATES INVOLVED IN THE RECOUNT.

ONE BALLOT WAS CHALLENGED BECAUSE OF A STRAIGHT PARTY VOTE. SUE ROSEBROCK'S NAME WAS WRITTEN IN BUT THE OVAL WAS NOT FILLED IN. AFTER ALL THE BALLOTS WERE LOOKED AT, THE BOARD LOOKED AT THE CHALLENGED BALLOT AND DECIDED NEITHER ONE GOT THE VOTES. THE COMMENT BY BARB CLERC, WAS THAT THE OVAL HAS TO BE COMPLETELY DARKENED. THE NAME WAS WRITTEN IN BUT THE OVAL WAS NOT FILLED OUT. THE BOARD VOTED 2-1 NOT TO GIVE EITHER CANDIDATE SANTOS OR ROSEBROCK A VOTE FROM THIS BALLOT.

<u>FINAL COUNT PRECINCT #4</u>	RIVET	379	SANTOS	491
	RIVARD	280	ROSEBROCK	50

SEAL NUMBER 0019935 WAS USED TO SEAL THE BAG. THE BOARD FINISHED FOR THE DAY AND ADJOURNED AT 5:00 P.M.

Recount Continued to Day 3

THE BAY COUNTY BOARD OF CANVASSERS MET ON WEDNESDAY, THE 10TH DAY OF DECEMBER 2008 ON THE GROUND FLOOR CONFERENCE ROOM OF THE BAY COUNTY BUILDING. THE MEETING WAS CALLED TO ORDER AT 9:00 A.M. WITH THE FOLLOWING MEMBERS AND GUESTS PRESENT:

ROLL CALL: DONALD CHEVALIER, CHAIRMAN
WALTER WOZNIAK, JR., VICE-CHAIRMAN
JANICE PIERSON, BOARD MEMBER
MARY IDA DOAN, TALLY CLERK
DOLORES NIEDZINSKI, TALLY CLERK
ARLENE STONE, RECORDING SECRETARY
CYNTHIA A. LUCZAK, BAY COUNTY CLERK

ALSO PRESENT: EDWARD RIVET, ROAD COMMISSION CANDIDATE
MIKE RIVARD, ROAD COMMISSION CANDIDATE
ANDREW RIVARD, REPRESENTING M. RIVARD
JANET SANTOS, BANGOR TOWNSHIP CLERK
PEDRO SANTOS, REPRESENTING J. SANTOS
DAWN BUBLITZ, REPRESENTING J. SANTOS
BARB CLERC, REPRESENTING S. ROSEBROCK

SEAL NUMBER 0084039 WAS BROKEN ON THE BALLOT BAG FOR BANGOR TOWNSHIP PRECINCT NUMBER 5. MEMBERS WERE CONFIRMING A TOTAL OF 1,021 BALLOTS WITH 11 SPOILED BALLOTS. THE ACTUAL COUNT FOR THE PRECINCT BEGAN AT 9:25 A.M. AFTER COUNTING ALL BALLOTS.

BANGOR PRECINCT #5

MR. SANTOS ASKED THE CHAIR TO CORRECT A VOTE FROM RIVET TO RIVARD. IT WAS DISCUSSED IF THIS PARTICULAR MARKING CONFIRMED VOTER INTENT VOTER INTENT AND CHAIR CHEVALIER CONFIRMED AND REPLIED THAT IT WAS A "CORRECTION" AND ALLOWED BY LAW. THE TALLY CLERKS CHECKED TOTALS, ONE WAS USING BLACK PENCIL AND THE OTHER USING A RED PENCIL TO DISTINGUISH THE TALLIES BETWEEN THE BALLOT GROUPS. THE TOTALS WERE CORRECT. ONE PACK OF BALLOTS WAS CALLED BACK TO BE RECOUNTED.

ONE BALLOT WAS CHALLENGED BECAUSE THE NAME OF "SUE ROSEBROCK" WAS WRITTEN IN AND THE "K" WAS IN THE OVAL. BOARD MEMBERS WILL DETERMINE AT THE END OF THE COUNT FOR BANGOR 5. IT WAS DECIDED NOT TO COUNT THAT VOTE. FIVE MINUTE BREAK.

THE BOOK SHOWS ONLY 65 WRITE-IN VOTES FOR SUE ROSEBROCK BUT THE TAPE SHOWS 82 VOTES. THIS TOTAL WAS 16 VOTES OFF. ONE NOT COUNTED (+24 A.V. VOTES) $82+24=106$.

ONE VOTE FOR RIVARD HAD A SMALL DOT IN THE OVAL. (WAS COUNTED) DON AND WALT VOTED "YES" TO COUNT BUT JANICE VOTED "NO". THE MARK WAS ON THE LINE BUT ENOUGH TO COUNT IT PER DON AND WALT.

BARB CLERC ASKED IF A WRITE-IN PUT IN THE WRONG PLACE COUNTED AND DON REPLIED "NO, THEY WOULDN'T COUNT BECAUSE THEY WERE NOT DECLARED FOR THAT OFFICE. SEVERAL WRITE-IN VOTES FOR SUE ROSEBROCK WERE WRITTEN UNDER THE COUNTY CLERK SPACE. A TOTAL OF 825 BALLOTS WERE COUNTED AT 11:55 A.M.

ONE BALLOT WAS MARKED STRAIGHT PARTY VOTE BUT HAD A WRITE-IN VOTE FOR COUNTY ROAD COMMISSIONER BUT NO NAME WAS FILLED IN.

TALLIERS CHECKED TOTALS AGAIN BECAUSE ONE WAS OFF A VOTE SO JANET SANTO'S VOTES WERE COUNTED AGAIN. THE TOTALS WERE O.K.

ONE BALLOT WAS CROSSED OFF FOR RIVARD AND OVAL FILLED IN FOR CANDIDATE RIVET.

BARB CLERC CHALLENGED ONE BALLOT. THE NAME WAS WRITTEN AS BARB ROSEBROCK. A VOTE FOR ROAD COMMISSION WAS COUNTED. (WHY WASN'T THE NAME BARB ROSEBROCK WRITTEN ON THE OPTICAL SCAN STATEMENT OF VOTES IN THE POLL BOOK?) THE COUNT OF VOTES FOR BANGOR TOWNSHIP PRECINCT #5 WAS FINISHED AT 12:23 P.M. BELOW:

FINAL COUNT BANGOR #5:	RIVET	505	SANTOS	676
	RIVARD	431	ROSEBROCK	68

THE CHALLENGED VOTES WERE DISCUSSED. THE ONE WITH THE "K" WAS DETERMINED TO BE NOT COUNTED AND THE ONE WITH "BARB ROSEBROCK" WAS COUNTED BASED ON VOTER INTENT. ALL THREE BOARD MEMBERS VOTED TO NOT ALLOW THE ONE VOTE. SEAL NUMBER 0084316 WAS USED TO SEAL

BLUE BAG FOR BANGOR PRECINCT 5. A LUNCH BREAK BEGAN AT 12:45 PM

THE BOARD RETURNED AT 1:45 P.M. AND OPENED UP BANGOR TOWNSHIP PRECINCT #7, (BECAUSE IT WAS SHORTER) BAG.

BANGOR PRECINCT #7

THE SEAL NUMBER ON THE OPTICAL SCAN SHEET WAS CROSSED OFF AND A NEW NUMBER WAS PUT ON. DON WAS QUESTIONING WHEN WAS IT CHANGED. "WHY WAS SEAL NUMBER CHANGED?" HE SAID. (MAYBE THE SEALED BALLOTS OR MATERIALS WERE NOT PUT IN THE BAG AND THE RECEIVING BOARD MAY HAVE CHANGED THE SEAL. JUST SPECULATING. NOBODY VERIFIED THAT THEY CHANGED THE SEAL AND DIDN'T SIGN OR VERIFY THAT IT WAS CHANGED). JANET CALLED INTO THE PRECINCT CHAIRMAN AND IS WAITING FOR A RETURN CALL. THE BAG WILL BE COUNTED WITH RESERVATIONS, WAITING FOR AN ANSWER.

THE CHALLENGED BALLOT DECISION WAS THAT THE VOTER INTENTION WAS TO VOTE FOR SUE ROSEBROCK. MEMBERS CHEVALIER AND PIERSON VOTED TO ALLOW THIS BALLOT AND MEMBER WOZNIAK CONCEDED.

THE COUNT OF BANGOR TOWNSHP, PRECINCT 7 BEGAN AT 2:15 P.M. THE TOTAL OF 286 BALLOTS, 4 SPOILED AND NO DUPLICATES PER DOCUMENTS.

ONE BALLOT READ "SUSAN B" WRITTEN IN THE SPACE FOR THE TOWNSHIP CLERK. WALT DIDN'T THINK WE SHOULD COUNT IT. DON & JANICE VOTED TO COUNT IT AND THE BALLOT WAS CHALLENGED BY JANET SANTOS.

ONE BALLOT HAD ED RIVET'S NAME WRITTEN IN SPACE BELOW PRINTED NAME FOR ROAD COMMISSIONER ON THE BALLOT AND THE OVAL WAS FILLED IN CAUSING THE VOTE TO BE COUNTED. A NUMBER WRITTEN ON BALLOT CORNER, CORNER OF BALLOT WITH NUMBER WAS COVERED UP WITH TAPE BUT YOU COULD STILL SEE THROUGH THE TAPE.

FINAL COUNT BANGOR #7:	RIVET	145	SANTOS	206
	RIVARD	127	ROSEBROCK	10

D BUBLITZ STATED THAT WE SHOULD NOT COUNT SUE'S VOTE AND BARB CLERC SAID TO HER THAT "JANET IS THE ONE WHO CHALLENGED THE VOTE AND SHOULD HAVE THE SAY ABOUT IT. THE BOARD ADJOURNED AT 3:30 P.M. AND DECIDED TO RECONVENE ON MONDAY, DEC. 15TH AT 9:00 AM. SEAL NUMBER 0084315 WAS USED TO SEAL THE BAG. THE PROGRESS OF THE RECOUNT WAS DISCUSSED WITH THE CLERK.

Recount Continued to Day 4

THE BAY COUNTY BOARD OF CANVASSERS MET ON MONDAY, THE 15TH DAY OF DECEMBER 2008 AT 9:00 A.M. THE MEETING WAS CONVENED ON THE GROUND FLOOR CONFERENCE ROOM OF THE BAY COUNTY BUILDING WITH THE FOLLOWING PERSONS PRESENT:

ROLL CALL: DONALD CHEVALIER, CHAIRMAN
WALT WOZNIAK, JR., VICE-CHAIRMAN
JANICE PIERSON, BOARD MEMBER
MARY IDA DOAN, TALLY CLERK
DOLORES NIEDZINSKI, TALLY CLERK
ARLENE STONE, SECRETARY
CYNTHIA A. LUCZAK, COUNTY CLERK

ALSO PRESENT: ED RIVET, ROAD COMMISSION CANDIDATE
MIKE RIVARD, ROAD COMMISSION CANDIDATE
LYNN RIVARD, REPRESENTING M. RIVARD
JANET SANTOS, BANGOR TOWNSHIP CLERK
DAWN BUBLITZ, REPRESENTING J. SANTOS
MARTHA BATTS, REPRESENTING J. SANTOS
BARB CLERC, REPRESENTING S. ROSEBROCK
KIM COONAN, OBSERVER

BANGOR PRECINCT #6

AS WORK BEGAN ON BANGOR TOWNSHIP PRECINCT #6 IT WAS NOTED THAT THE BALLOT CONTAINER WAS NOT PROPERLY SEALED. IN ACCORDANCE WITH THE LAW, THIS PRECINCT WAS THEREFORE DEEMED NON-COUNTABLE. SEAL NUMBER 0019939 WAS USED TO RESEAL THE BAG. THE TOTAL NUMBER OF BALLOTS CAST FROM ELECTION DAY WILL STAND.

BANGOR PRECINCT #8

THE POLL BOOK AND BAG FOR BANGOR TOWNSHIP PRECINCT 8 WAS OPENED. THE SEAL DID NOT MATCH THAT WAS WRITTEN IN THE POLL BOOK. ELAINE FRANCE AND BARB ROSEBUSH SIGNED THE BOOK. SO BANGOR TOWNSHIP PRECINCT 8 WAS NOT ABLE TO BE COUNTED. THE TOTAL NUMBER OF BALLOTS CAST FROM ELECTION DAY WILL STAND.

BANGOR TOWNSHIP A.V. BOARD

THE ABSENTEE BALLOT BAG WAS BROUGHT TO THE GROUND FLOOR CONFERENCE ROOM FROM THE CLERK'S OFFICE ON THE FIRST FLOOR.

THE SEALS WERE VERIFIED ON THE A.V. BALLOT BAG. A TOTAL OF 2,547 BALLOTS, 16 DUPLICATES AND 4 SPOILED WERE DOCUMENTED. THE BALLOTS WERE PUT IN PILES OF 25 TO BE COUNTED. SOME OF THE BALLOTS WERE CRINKLED UP. 30 SPOILED ENVELOPES WERE RE-ISSUED. ANOTHER BAG WAS OPENED TO BE COUNTED. A.V. SPOILED BALLOTS WERE ALSO COUNTED. SOME OF THE A.V. DUPLICATES WERE MIXED IN WITH THE SPOILED ONES AND HAD TO BE STRAIGHTENED OUT.

A BALLOT WAS MAILED TO GERMANY BUT NEVER RETURNED, SO HE GOT A FEDERAL BALLOT. IT WAS MAILED TO CLERK OFFICE AND SHE FORWARDED IT TO THE BANGOR TOWNSHIP CLERK. SPOILED BALLOTS MIXED UP. NO DUPLICATE BALLOT FOR PRECINCT 6 DUPLICATE AV 9. USED THE DUPLICATE BALLOT .1 + 15 DUPLICATE BALLOTS COUNTED FOR A TOTAL OF 2,546 (#9 SPOILED BALLOT MISSING). DAWN BUBLITZ WAS ASKING THE DUPLICATE BALLOTS TO BE RECOUNTED, SHE ASKED TWICE. DON SAID FROM NOW ON, ONLY ONE SPOKESMAN PER EACH CANDIDATE.

THE CALLING OF THE CANDIDATES NAMES BEGAN AT 10:30 A.M.. ONE BALLOT HAD BOTH PARTIES MARKED (STRAIGHT TICKET). THE INDIVIDUAL VOTERS MARKED WERE COUNTED. ONE BALLOT HAD NO VOTES FOR THE CANDIDATE EXCEPT THE ONE FOR RIVET WHICH WAS A STRAY MARK SO IT WASN'T COUNTED. *TAPE WAS USED ON SOME OF THE BALLOTS, POSSIBLY THE BALLOT WOULDN'T GO THROUGH THE MACHINE BECAUSE HOLES WERE RIPPED OR EDGE TORN.

A TOTAL OF 475 BALLOTS WERE COUNTED BY 11:55 A.M. THE GROUP THEN BROKE FOR LUNCH AND SEAL #0084326 & 0084325 WERE USED ON THE UN-COUNTED BAGS OF A.V. BALLOTS. AT 1:09 P.M. THE WORK RESUMED AFTER A BREAK FOR LUNCH. SEAL #84325 WAS BROKEN AND WORK HAD BEGUN IN THE CALLING OFF OF NAMES FROM THE BALLOTS. ED RIVET LEFT ABOUT 11:00 A.M. ON THIS DAY. KIM COONAN LEFT ABOUT 11:30 A.M.

BARB CLERC ASKED DON THAT "IF THERE WERE 2,606 BALLOTS MAILED OUT AND THE TOTAL RETURNED WAS 2,547 AND 55 NOT RETURNED, THEN

WHERE WERE THE REST OF THEM?" SHE THOUGHT THE DIFFERENCE WAS

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8 BUT ON THE OPTICAL SCAN SHEET IT SHOWED ONLY 4 THAT WEREN'T ABLE TO BE PROCESSED WHICH WAS THE CORRECT AMOUNT.

IT WAS NECESSARY TO COUNT ONE STACK OF 25 OVER BECAUSE THE TALLY TOTALS FOR MS .SANTOS WERE IN QUESTION. DON CALLED THEM OVER ALOUD AND THEREAFTER WERE VERIFIED BY THE TALLY CLERKS.

SUE ROSEBROCK'S NAME WAS WRITTEN IN UNDER TREASURER INSTEAD OF THE TOWNSHIP CLERK.

TALLY CLERKS HAD TO GO TO A SECOND TALLY SHEET FOR BANGOR A.V. ALSO TOOK A SHORT BREAK AT THIS TIME, 1,100 BALLOTS HAD BEEN COUNTED BY 3:00 P.M.

PEDRO SANTOS ARRIVED AT ABOUT 3:30 P.M. AND SIGNED THE ATTENDANCE SHEET.

THE COUNT FOR SUE ROSEBROCK WAS INCORRECT IN A POLL BOOK. SHE GAINED 25 VOTES WHICH HAD NOT BEEN CORRECTLY DOCUMENTED FROM THE ORIGINAL CANVASS OF VOTES.

ONE BALLOT FOR SUE ROSEBROCK WAS CHALLENGED BY MR. SANTOS. HER NAME WAS WRITTEN "ROSECRANS, SUE". AFTER SHORT DISCUSSION IT WAS DECIDED TO ALLOW THE VOTE FOR SUE ROSEBROCK.

SEAL NUMBER 0084326 WAS BROKEN AND WE BEGAN COUNTING THE SECOND BAG OF ABSENTEE BALLOTS. SO FAR 1,350 BALLOTS HAVE BEEN COUNTED BY 3:50 P.M.

THE COUNT BY THE TALLIERS WAS OFF BY ONE VOTE SO THE PACK OF 25 WAS RECOUNTED. ALL THE TOTALS CHECKED OUT 1,525 BALLOTS WERE COUNTED BY 4:20 P.M. ON DECEMBER 15, 2008. SEAL NUMBER 0084303 WAS USED TO SEAL BAG. UNCOUNTED BAG SEAL # 0084304 WAS USED. WE FINISHED AT 4:30 P.M. AND TOOK THE MATERIALS TO THE FIRST FLOOR, CLERK OFFICE VAULT.

Recount continued to Day 5

THE BAY COUNTY BOARD OF CANVASSERS RECONVENED ON TUESDAY, THE 16TH DAY OF DECEMBER 2008 AT 9:00 AM. ON THE GROUND FLOOR CONFERENCE ROOM OF THE BAY COUNTY BUILDING, PRESENT WERE LISTED.

ROLL CALL: DONALD CHEVALIER, CHAIRMAN
WALTER WOZNIAK, JR., VICE CHAIRMAN
JANICE PIERSON, BOARD MEMBER
MARY IDA DOAN, TALLY CLERK
DOLORES NIEDZINSKI, TALLY CLERK
ARLENE STONE, SECRETARY
CYNTHIA A. LUCZAK, COUNTY CLERK

ALSO PRESENT: ED RIVET, ROAD COMMISSION CANDIDATE (9:30 AM)
MIKE RIVARD, ROAD COMMISSION CANDIDATE
ANDREW RIVARD, REPRESENTING M. RIVARD
JANET SANTOS, BANGOR TOWNSHIP CLERK
ALFREDO SANTOS, REPRESENTING J. SANTOS (9:35 AM)
DAWN BUBLITZ, REPRESENTING J. SANTOS
BARB CLERC, REPRESENTING S. ROSEBROCK

THE RECOUNT OF THE ABSENTEE BALLOTS CONTINUED ON THIS DATE. THE VOTES FOR RIVET AND RIVARD HAD TO BE RECOUNTED ON ONE PACK BECAUSE THE TALLY DIDN'T BALANCE. THE TOTALS WERE CORRECT AFTER A REVIEW. 500 BALLOTS WERE COUNTED BY 10:30 A.M.

FINAL COUNT BANGOR A.V.	RIVET	1,258	SANTOS	1,903
	RIVARD	1,164	ROSEBROCK	103

SEAL NUMBER 0084305 WAS USED TO SEAL THE SECOND A.V. BALLOT BAG.

CHAIR CHEVALIER MADE A MOTION TO ACCEPT THE RECOUNT "AS IS". MEMBER PIERSON SECONDED IT AND THE MOTION CARRIED. THE MINUTES OF THE RECOUNT WILL BE TYPED BY THE COUNTY CLERK.

JANET SANTOS WANTED TO KNOW WHEN THEY WOULD BE ABLE TO GIVE ANY OBJECTIONS. SHE WANTED TO KNOW ABOUT BANGOR TWP. PRECINCTS 6 & 8. THE CHAIRMAN CONFIRMED THAT THESE WERE NOT ALLOWED TO BE RECOUNTED UNDER STATE LAW.

MIKE RIVARD WANTED TO KNOW ABOUT SEEING THE POLL BOOKS AND THE TIME EACH BOOK WAS SEALED. MIKE MADE A REQUEST TO START WITH THE CITY A.V'S, WE'LL MAKE A DECISION IN THE P.M. THEN IT WAS DECIDED TO START THE CITY RECOUNT WITH A.V. PRECINCT #1.

BANGOR TWP. GRAND TOTALS AS RECOUNTED: (EXCLUDING 6 & 8)

ED RIVET	2,195 VOTES
MIKE RIVARD	1,718 VOTES
JANET SANTOS	2,940 VOTES
SUE ROSEBROCK	296 VOTES

CITY OF BAY CITY RECOUNT BEGAN:

THE BOARD RECONVENED AFTER LUNCH AND STARTED WITH THE CITY OF BAY CITY A.V'S AT 1:45 P.M. SEAL NUMBER 512781 WAS BROKEN AND WORK STARTED. THE GROUP BEGAN TO SEPARATE AND PUT INTO PACKS OF 25 BALLOTS, THE ENTIRE 1,300 BALLOTS WITH 11 DUPLICATES AND ONE SPOILED BALLOT. 36 BALLOTS WERE NOT RETURNED. THE NUMBERS OF OF ORIGINAL DUPLICATES WERE IDENTIFIED AND CONFIRMED.

TALLY CLERK, DOLORES NIEDZINSKI WAS CERTIFIED AS A CANVASSER. WALT WOZNIAK HAD AN APPOINTMENT AT 3:00 P.M. AND LEFT FOR THE DAY WITH DOLORES TO FILL IN FOR HIM AS A MEMBER OF THE BOARD. ARLENE STONE, SECRETARY, THEN ROTATED INTO A TALLY CLERK POSITION. THE TALLY OF VOTES BEGAN AT 2:20 P.M.

THERE WAS ONLY ONE (1) REMARK IN THE POLL BOOK PERTAINING TO A RETURN OF A REPLACEMENT BALLOT FROM A SPOILED BALLOT DESIGNATION. THE REPLACEMENT BALLOT WAS NOT RETURNED BUT THE SPOILED BALLOT HAD BEEN RETURNED IN ERROR. TWO BALLOTS WITHIN THE A.V. GROUP STILL HAD THE STUBS ATTACHED. SEAL NUMBER 244291 USED TO SEAL THE CAN FOR A.V. #1 BALLOTS, THE BOARD FINISHED AT 4:30 P.M.

Recount continued into Day 6

THE BOARD RECONVENED ON WEDNESDAY, DECEMBER 17, 2008 AT 9:00 A.M. FOR THE CANVASSING OF BAY CITY A.V. #2 BALLOTS. THE BOARD MEMBERS PRESENT WERE AS FOLLOWS:

ROLL CALL: DONALD CHEVALIER, CHAIRMAN
WALTER WONZIAK, JR. , BOARD MEMBER
JANICE PIERSON, BOARD MEMBER
MARY IDA DOAN, TALLY CLERK
DOLORES NIEDZINSKI, TALLY CLERK
ARLENE STONE, RECORDING SECRETARY
MICHAEL RIVARD, ROAD COMM. CANDIDATE
EDWARD RIVET, ROAD COMM. CANDIDATE
PATTI SHORKEY, CHIEF DEPUTY CLERK

THE RECOUNT OF BALLOTS BEGAN AT 9:00 A.M. BY DIVIDING THE TOTAL BALLOTS INTO PILES OF 25 BALLOTS EACH WITH THE HELP OF PATTI SHORKEY, CHIEF DEPUTY CLERK. THE TOTAL NUMBER OF BALLOTS WAS 1,060 WITH 39 NOT RETURNED AND 3 DUPLICATES. ONE BALLOT HAD ITS STUB ATTACHED. THE FINAL TOTAL BALLOTS RECOUNTED FOR A.V. BOARD #2 WERE:

RIVET- 652 VOTES

RIVARD-348 VOTES

SECURITY SEAL #244298 WAS USED TO SEAL THE CAN FOR THE CITY OF BAY CITY A.V. #2 CAN. ONCE FINISHED THE CANVASS OF THIS A.V. BOARD, MEMBERS RECESSED FOR LUNCH AT 11:45 A.M.

THE BOARD RECONVENED AFTER LUNCH TO BEGIN THE COUNT OF A.V. #3 BALLOTS FOR THE CITY OF BAY CITY BEGINNING AT 1:10 P.M. A TOTAL OF 1,065 BALLOTS WERE COUNTED WITH 31 BALLOTS NOT RETURNED. DURING THE CANVASS, IT WAS REALIZED THAT TWO (2) BALLOTS STILL HAD THE STUBS ATTACHED. MIKE RIVARD WAS PRESENT AND ED RIVET ARRIVED AT 1:45 P.M. THE FINAL TOTAL BELOW:

RIVET-616 VOTES

RIVARD-390 VOTES

THE FINAL GRAND TOTALS FROM THE RECOUNT WERE AS FOLLOWS:

	RIVET	RIVARD
A.V.#1	723	498
A.V. #2	652	348
A.V. #3	<u>616</u>	<u>390</u>
TOTAL	1,991	1,236

THE CANVASSERS FINISHED WITH THE BALLOT COUNT AT 3:15 P.M. ON THIS DATE. THE SUPPLIES WERE SEALED IN THE BALLOT CAN AND SEAL NUMBER 244292 WAS AFFIXED. THE BOARD ADJOURNED AT 3:30 P.M.

Recount continued into Day 7

THE BOARD OF CANVASSERS MET ON THURSDAY, DECEMBER 18, 2008 AT 9:00 A.M. WITH THE BOARD MEMBERS/ TALLY CLERKS PRESENT:

ROLL CALL: DONALD CHEVALIER, CHAIRMAN
WALTER WOZNIAK, JR., BOARD MEMBER
JANICE PIERSON, BOARD MEMBER
MARY IDA DOAN, TALLY CLERK
DOLORES NIEDZINSKI, TALLY CLERK
ARLENE STONE, RECORDING SECRETARY
MICHAEL RIVARD, ROAD COMM. CANDIDATE
EDWARD RIVET, ROAD COMM.CANDIDATE

THE RECOUNT BEGAN ON THIS DATE WITH BAY CITY WARD 1, PRECINCT 1. A TOTAL OF 432 BALLOTS WERE COUNTED WITH THE CORRECT TOTALS. THE RECOUNT OF PRECINCT 1 FINISHED AT 10:00 A.M. DON CHEVALIER CALLED A RIVET VOTE BY MISTAKE AND SHOULD HAVE BEEN RIVARD. MR. RIVARD CAUGHT THE ERROR AND THE VOTE WAS TALLIED FOR THE PROPER CANDIDATE, BY THE TALLY CLERKS. THE TOTALS WERE LISTED:

BAY CITY, WARD 1, PCT 1: RIVARD-136 VOTES RIVET-256 VOTES

THEREAFTER, THE BALLOT CAN WAS PROPERLY SEALED WITH #244289.

THE RECOUNT CONTINUED WITH BAY CITY WARD 1, PRECINCT 2 WITH A TOTAL OF 508 BALLOTS. IN THE REMARKS SECTION OF THE POLL BOOK IT STATED THAT ONE (1) BALLOT WAS POSSIBLY TABULATED BY THE

VOTING MACHINE TWICE DUE TO THE FACT THAT THE WORKERS HAD TROUBLE WITH THE MACHINE TABULATOR JAMMING IN THE MORNING.

BAY CITY, WARD 1, PCT 2: RIVARD-173 VOTES RIVET-296 VOTES

THE BALLOT CAN WAS THEREAFTER SEALED WITH NUMBER 244290.

THE BOARD PROCEEDED TO RECOUNT BAY CITY WARD 1, PRECINCT 3. A TOTAL OF 507 BALLOTS WERE VERIFIED WITH THE POLL BOOK. THE SPOILED BALLOTS WERE NOT PROPERLY MARKED AND THE ENVELOPE TO SECURE THE SPOILED BALLOTS, WAS NOT SEALED. THE TABULATOR TAPE STATED THAT THE POLLS CLOSED AT 7:53 P.M WITH TOTALS AS:

BAY CITY, WARD 1, PCT 3: RIVARD-224 VOTES RIVET-248 VOTES

SEAL #244294 WAS USED TO SECURE THE BALLOT CONTAINER UNTIL THE BOARD RETURNED FROM LUNCH AND RESUMED THE CANVASS AT 1:00 PM WITH BAY CITY WARD 2, PRECINCT 1. THE SPOILED BALLOTS WERE NOT SECURED IN A CAN AND THE POLL BOOK WAS MESSED UP. JAN PIERSON CALLED CITY CLERK, DANA MUSCOTT, TO GET A SPOILED BALLOT ENVELOPE BEFORE THE CAN WAS SEALED. MR. RIVET HAD AN APPOINTMENT AND SAID HE WOULD BE LATE GETTING HERE. THE BALLOTS WERE HARD TO STRAIGHTEN OUT AND ROLLED INTO A COUNT OF 25 BALLOTS. THE BOARD CLOSED THE CAN WITHOUT HEARING BACK FROM D. MUSCOTT.

BAY CITY, WARD 2, PCT 1: RIVARD-128 VOTES RIVET-295 VOTES

THE CONTAINER WAS SEALED WITH #244253 AND FINISHED AT 2:20 P.M. THE BOARD BEGAN THE RECOUNT OF VOTES, BAY CITY WARD 2, PCT. 2 THE BAG WAS SECURED BUT NOT SEALED PROPERLY AND NO SEAL WAS PRESENT ON THE SPOILED BALLOT ENVELOPE. MR. RIVARD CAME IN AT 2:45 P.M. ONE BALLOT STUB WAS ATTACHED. WHEN FINISHED REPORTED:

BAY CITY WARD 2, PCT 2: RIVARD-231 VOTES RIVET-355 VOTES

SEAL NUMBER 0019946 WAS USED TO SEAL THE BAG. DONE AT 3:30 P.M. THE BOARD PROCEEDED TO RECOUNT BAY CITY WARD 2, PRECINCT 3. THE COUNT WAS CORRECT THE FIRST TIME.

BAY CITY WARD 2, PCT 3: RIVARD-250 VOTES RIVET-211 VOTES

SEAL NUMBER 244250 WAS USED TO SECURE THE CONTAINER. THE BOARD RECESSED AT 4:30 P.M..

Recount continued into Day 8

THE BAY COUNTY BOARD OF CANVASSERS RECONVENED ON FRIDAY, DECEMBER 19, 2008 AT 9:00 A.M. WITH THE FOLLOWING PRESENT,

ROLL CALL: DONALD CHEVALIER, CHAIRMAN
WALTER WOZNIAK, JR., VICE-CHAIRMAN
JANICE PIERSON, BOARD MEMBER
MARY IDA DOAN, TALLY CLERK
DOLORES NIEDZINSKI, TALLY CLERK
MIKE RIVARD, ROAD COMM. CANDIDATE

THE RECOUNT BEGAN ON THIS DATE WITH BAY CITY WARD 3, PCT. 1. THE SPOILED BALLOT ENVELOPE WAS NOT IN THE BALLOT CONTAINER. THERE WERE NO REMARKS IN THE POLL BOOK TO JUSTIFY IT, 13 SPOILED.

BAY CITY WARD 3, PCT 1: RIVARD-103 VOTES RIVET-240 VOTES

WHEN FINISHED, SEAL #244252 WAS USED TO SEAL THE CAN. THE BOARD CONTINUED TO CANVASS BAY CITY WARD 3, PRECINCT 2. A TOTAL OF 447 BALLOTS WITH 12 SPOILED BALLOTS WAS PRESENTED. CLERK DANA MUSCOTT CALLED AND SAID SHE WOULD BRING OVER THE SPOILED BALLOT ENVELOPES THAT WERE MISSING FROM WARD 2, PRECINCT 1.

BAY CITY WARD 3, PCT 2: RIVARD-116 VOTES RIVET-302 VOTES

SEAL #244251 WAS USED TO SEAL THE BALLOT CAN FOR WARD 3, PCT. 2. THE BOARD MOVED ON TO RECOUNT BALLOTS FOR WARD 3, PRECINCT 3. THE BALLOT COUNT DID NOT MATCH THE COUNT IN THE POLL BOOK. THE BOARD COUNTED THE BALLOTS THREE (3) TIMES. IT WAS DETERMINED BY THE BOARD, THIS PRECINCT WOULD NOT BE COUNTED. ONE BALLOT STILL HAD A STUB ATTACHED, THE BOARD CHECKED TO SEE IF THIS BALLOT WITH THE STUB HAD BEEN VOTED. ORIGINAL TOTALS STAND. THE MINUTES DO NOT REPORT THE SEAL NUMBER USED TO SECURE CAN.

BAY CITY WARD 3, PCT 3: RIVARD-213 VOTES RIVET-367 VOTES

BOARD MEMBERS CONTINUED ON TO BAY CITY WARD 4, PCT. 1. A TOTAL OF 471 BALLOTS AND 16 SPOILED BALLOTS WERE RECORDED. ONE BALLOT HAD ITS STUB ATTACHED.

AN EMPLOYEE OF CITY CLERK, DANA MUSCOTT, APPEARED AT 11:35 A.M. ON FRIDAY, DECEMBER 19, 2008, TO PRODUCE THE REQUESTED SPOILED BALLOT ENVELOPES FROM PRECINCT 2, WARD 1.

BAY CITY WARD 4, PCT 1: RIVARD-107 VOTES RIVET-333 VOTES

THE SEAL NUMBERED 244248 WAS USED TO SEAL THE CAN. THE BOARD THEN TOOK A BREAK FOR LUNCH AT 12:30 P.M., RETURNED AT 1:30 P.M. BAY CITY WARD 4, PRECINCT 2 WAS DELIVERED TO THE GROUND FLOOR CONFERENCE ROOM OF THE BAY COUNTY BUILDING. IT WAS THEN DISCOVERED THAT THE CAN WAS IMPROPERLY SEALED. THE HORSE-SHOE WAS NOT ATTACHED CORRECTLY. THESE BALLOTS WERE NOT ELIGIBLE TO BE RECOUNTED AND THE ORIGINAL VOTE STANDS.

BAY CITY WARD 4, PCT 2: RIVARD-132 VOTES RIVET-308 VOTES

THE BOARD CONTINUED WITH RECOUNT BAY CITY WARD 4, PCT 3 THAT HAD A TOTAL OF 560 BALLOTS, 7 SPOILED BALLOTS, AND ALSO 3 BALLOTS WITH STUBS ATTACHED. ONCE VERIFIED WERE RECOUNTED WITH THE FOLLOWING RESULTS:

BAY CITY WARD 4, PCT 3: RIVARD-176-VOTES RIVET-344 VOTES

THE BALLOTS WERE SECURED WITH SEAL #0019948 AFFIXED TO THE CONTAINER. THE BOARD OF CANVASSERS CONCLUDED AT 2:15 P.M. FOLLOWING THIS PRECINCT, DUE TO STORMY WEATHER.

Recount continued into Day 9

THE BAY COUNTY BOARD OF CANVASSERS MET ON MONDAY, DECEMBER 22, 2008 WITH A SESSION CALLED TO ORDER AT 9:00 A.M. THE FOLLOWING MEMBERS AND GUESTS WERE PRESENT:

ROLL CALL: DONALD CHEVALIER, CHAIRMAN
WALTER WOZNIAK, JR., VICE-CHAIRMAN
JANICE PIERSON, BOARD MEMBER
MARY IDA DOAN, TALLY CLERK
ARLENE STONE, RECORDING SECRETARY
MIKE RIVARD, ROAD COMM. CANDIDATE
ED RIVET, ROAD COMM. CANDIDATE

EXCUSED: TALLY CLERK, D. NIEDZINSKI, WAS EXCUSED DUE TO THE ILLNESS OF A FAMILY MEMBER.

CANDIDATE MIKE RIVARD ANNOUNCED THAT HE HAD DECIDED TO CALL OFF THE RECOUNT. IT WAS STILL HIS WISHES TO REVIEW THE DOCUMENTS OF THE REMAINING CITY PRECINCTS FOR THE SEAL NUMBERS AND THE TIME OF WHICH THE POLLS CLOSED. DURING THE REVIEW OF THE FINAL CITY PRECINCTS, CANDIDATE RIVARD ALSO CHECKED THE SIGNATURES OF THE WORKERS WHO SIGNED FORMS.

BAY CITY WARD 5, PCT 1	SEAL # 519688
BAY CITY WARD 5, PCT 2	SEAL # 519689
BAY CITY WARD 5, PCT 3	SEAL # 519698
BAY CITY WARD 6, PCT 1	SEAL # 519697
BAY CITY WARD 6, PCT 2	SEAL # 519672
BAY CITY WARD 6, PCT 3	SEAL # 519671
BAY CITY WARD 7, PCT 1	SEAL # 519668
BAY CITY WARD 7, PCT 2	SEAL # 519675
BAY CITY WARD 7, PCT 3	SEAL # 519665
BAY CITY WARD 8, PCT 1	SEAL # 519673
BAY CITY WARD 8, PCT 2	SEAL # 519667
BAY CITY WARD 8, PCT 3	SEAL # 519662
BAY CITY WARD 9, PCT 1	SEAL # 519655 (Clairice w/no last name)
BAY CITY WARD 9, PCT 2	SEAL # 519658
BAY CITY WARD 9, PCT 3	SEAL # 519659

AT THIS POINT AND TIME, BOARD MEMBERS AND TALLY CLERKS COMPLETED THE PAPERWORK BY SIGNING ALL CERTIFICATIONS, REVIEWING THE NOTES, COMPLETING THE TALLY OF NUMBERS AND SEALING THE POLL BOOK ENVELOPES. THE RECOUNT CONCLUDED AT 11:00 A.M. ON MONDAY, DECEMBER 22, 2008.

IT WAS DECIDED BY THE MEMBERS OF THE BOARD, THAT THE VOTES BETWEEN BANGOR TOWNSHIP CLERK CANDIDATES, SUE ROSEBROCK AND JANET SANTOS WOULD BE RECOUNTED WITH THE TOTALS ADJUSTED FOR THE APPLICABLE PRECINCTS. THE VOTE TOTALS IN THE BAY COUNTY ROAD COMMISSION RACE BETWEEN CANDIDATES MICHAEL RIVARD AND EDWARD RIVET WOULD STAND AS ORIGINALLY TALLIED FROM THOSE CAST ON ELECTION DAY AS MR. RIVARD HAD CALLED OFF THE RECOUNT IN ACCORDANCE WITH MCLA 168.876. THIS DECISION WAS DEEMED UNANIMOUS BY 3 BOARD MEMBERS: CHEVALIER, WOZNIAK AND PIERSON.

FURTHER, THE RETURNS MADE BY THE BOARD OF CANVASSERS UPON RECOUNT SHALL BE DEEMED TO BE CORRECT, ANYTHING IN THE PREVIOUS RETURN FROM SUCH CITY, TOWNSHIP, WARD, OR PRECINCT TO THE CONTRARY, NOTWITHSTANDING. PROVIDED, HOWEVER THAT, IF THE PERSON PETITIONING FOR SUCH A RECOUNT SHALL WITHDRAW THEIR PETITION OR DISCONTINUE THE RECOUNT BEFORE THE COMPLETION, THEN THE ORIGINAL COUNT STANDS PER MCLA 168.876 IN THE LAW.

TO FOLLOW, THE GRAND TOTAL OF THE BALLOTS CAST FOR BANGOR TOWNSHIP PER PRECINCT:

<u>LOCATION</u>		<u>RIVARD</u>	<u>RIVET</u>	<u>SANTOS</u>	<u>ROSEBRK.</u>
BANGOR, PRECINCT 1	747	321	375	511	25
BANGOR, PRECINCT 2	631	232	333	440	30
BANGOR, PRECINCT 3	850	327	458	616	10
BANGOR, PRECINCT 4	720	280	379	491	50
BANGOR, PRECINCT 5	1021	431	505	676	68
BANGOR, PRECINCT 6	728				
BANGOR, PRECINCT 7	286	127	145	206	10
BANGOR, PRECINCT 8	784				
BANGOR ABSENTEES	<u>2546</u>	1164	1258	1903	103
GRAND TOTAL	6801				

NOTES FROM THE RECOUNT AS RESPECTFULLY SUBMITTED

ARLENE STONE, SECRETARY